

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 ) 4:06CR3052  
                                )  
v.                            )  
                                )  
DAVID M. GARLEWICZ,      ) ORDER  
                                )  
Defendant.                 )

IT IS ORDERED,

The joint oral motion of counsel is granted and,

The change of plea hearing is continued to September 20,  
2006 at 3:30 p.m.

The ends of justice will be served by granting such a motion, and outweigh the interests of the public and the defendant in a speedy trial, and the additional time arising as a result of the granting of the joint oral motion, (the time between August 23, 2006 and September 20, 2006) shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, for the reason that defendant's counsel requires additional time to adequately prepare the case, taking into consideration due diligence of counsel, the novelty and complexity of the case, and the fact that the failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

The defendant shall be present at the hearing.

Dated August 25, 2006.

BY THE COURT

s/ David L. Piester

David L. Piester  
United States Magistrate Judge